

first filed, left the Firm in mid-November 2023, and another associate who is assisting is currently in a multi-day arbitration and has depositions scheduled for next week.

3. In support of their motion for class certification, Plaintiffs filed a 53-page brief in which they argue for certification under Fed. R. Civ. 23(b)(1), 23(b)(2), and 23(b)(3), and raise various other issues. KCSR needs additional time to brief and address all of these issues.

4. Accordingly, for all of these reasons, KCSR respectfully requests that the deadline to oppose class certification be extended to April 26, 2024. KCSR has not previously requested any extension of this deadline. Counsel for KCSR has conferred with counsel for Plaintiffs, and Plaintiffs do not oppose this motion.

Dated: March 21, 2024

Respectfully submitted,

/s/ Thomas R. Chiavetta

Thomas R. Chiavetta (*pro hac vice*)

Donald J. Munro (*pro hac vice*)

JONES DAY

51 Louisiana Ave., N.W.

Washington, D.C. 20001-2113

Telephone: (202) 879-3939

tchiavetta@jonesday.com

dmunro@jonesday.com

Shelley I. Ericsson (Bar No. 48047)

Daniel P. Johnson (Bar No. 68966)

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

4520 Main St.

Suite 400

Kansas City, MO 64111

Telephone: (816) 471-1301

shelley.ericsson@ogletree.com

daniel.johnson@ogletree.com

Attorneys for Defendant

The Kansas City Southern Railway Company

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2024, a true and accurate copy of the foregoing was filed using the CM/ECF system which will send notification of such filing to the Court and Plaintiffs' counsel.

/s/ Thomas R. Chiavetta

Thomas R. Chiavetta